

Metropolitan Water Reclamation District of Greater Chicago Meeting Minutes

100 East Erie Street Chicago, IL 60611

Committee of the Whole

Commissioner Frank Avila, Commissioner Patricia Horton, Chairman of Finance Gloria Alitto Majewski, Commissioner Barbara J. McGowan, Vice-President Kathleen Therese Meany, Commissioner Cynthia M. Santos, Commissioner Debra Shore, Commissioner Patricia Young, President Terrence J. O'Brien

Thursday, November 6, 2008 10:05 AM Board Room

Call to Order

President O' Brien presiding, called the meeting to order at 10:10 a.m.

Roll Call

Present: 8 - Patricia Horton; Gloria Alitto Majewski; Barbara J. McGowan; Kathleen

Therese Meany; Cynthia M. Santos; Debra Shore; Patricia Young; and

Terrence J. O'Brien

Absent: 1 - Frank Avila

Finance Committee

Report

1	<u>08-2198</u>	Report on investments purchased during September 2008
		Recommended

2 08-2199 Report on the investment interest income during September 2008

Recommended

3 <u>08-2206</u> Report on investment inventory statistics at September 30, 2008

Recommended

Authorization

4 08-2228 Authority to transfer 2008 departmental appropriations in the amount of

\$930,900.00 in the Corporate Fund and Capital Improvements Bond Fund.

5 08-2277

Authority to add Rehabilitation of Fine Bubble Diffuser System Project at the North Side WRP, Project 08-040-3P, to the Engineering Department Capital Improvement Program and the Capital Improvements Bond Fund for 2009, estimated cost \$2,000,000.00, Account 401-645750-2800, Requisition 1255113.

Recommended

Purchasing Committee

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6 <u>08-2207</u> Report of bid opening of Tuesday, October 14, 2008

Recommended

7 08-2208 Report of bid opening of Tuesday, October 7, 2008

Recommended

8 <u>08-2213</u> Report of bid opening of Tuesday, October 21, 2008

Recommended

Authorization

9 <u>08-2227</u>

Authorization to amend the board transmittal letter for Authorization for payment to Water Environment Federation for Registration Fees for Eight Commissioners and Three Hundred and Four Employees in Various Departments to Attend WEFTEC 08, the Annual Water Environment Federation Technical Exhibition and Conference, and for Seven Employees to Compete on the District's Operations Challenge Team, in an amount not to exceed \$99,100.00, Accounts 101-11000, 15000, 16000, 50000, 66000, 67000, 68000, 69000-601100, and; 201, 401, 501-50000-601100

Recommended

10 <u>08-2233</u>

Authorization for payment to National Association of Clean Water Agencies (NACWA) for 2009 membership dues and contribution to NACWA's Critical Issues Action Initiative, in an amount not to exceed \$58,893.00, Account 101-15000-612280

Recommended

11 08-2241

Authorization for payment to the Clean Water America Alliance to become a Founding Member, in an amount not to exceed \$10,000.00, Account 101-15000-612280

12	<u>08-2261</u>	Authorization to amend the board transmittal letter for authority to issue a purchase order to Loop Legal Copy and Imaging, for Contract 07-RFP-33 (Rebid), Duplication of Legal Materials, Trial Records and Other Reprographic Services for the District's Law Department for a Two-Year Period, in an amount not to exceed \$112,475.00, Accounts 101-30000-612090 and 401-50000-612090, Requisition 1250446 Recommended
13	<u>08-2287</u>	Authorization to amend the board transmittal letter for authority to increase purchase order to Jack's Rental, Inc., Rental of Special Equipment for the Stickney Water Reclamation Plant, in an amount of \$18,000.00, from an amount of \$7,000.00 to an amount not to exceed \$25,000.00, Account 101-69000-612330, Purchase Order 8005149
		Recommended
	Authority to A	dvertise
14	<u>08-2218</u>	Authority to advertise Contract 09-028-11, Furnish and Deliver Miscellaneous Laboratory Supplies to Various Locations for a One (1) Year Period, estimated cost \$72,000.00, Account 101-20000-623570
		Recommended
15	<u>08-2219</u>	Authority to advertise Contract 09-003-11 Furnish and Deliver Laboratory Tubing and Gloves to Various Locations for a One (1) Year Period, estimated cost \$80,000.00, Account 101-20000-623570
		Recommended
16	<u>08-2221</u>	Authority to advertise Contract 09-830-11 Furnish and Deliver One New 45 Ton Hydraulic Truck Crane to the Calumet Service Area, estimated cost \$600,000.00, Account 101-68000-634760, Requisition 1253592
		Recommended
17	08-2232	Authority to advertise Contract 09-027-11, Furnish and Deliver Glass and Plastic Labware to Various Locations, for a One (1) Year Period, estimated cost \$298,000.00, Account 101-20000-623570
		Recommended
18	08-2237	Authority to advertise Contract 08-478-11 Furnish and Deliver NetIQ Security Management Products, estimated cost \$24,898.00, Accounts 101-27000-623800,612820, Requisition 1252061
		Deferred by Debra Shore to the afternoon session
		Absont: 1. Frank Δvila

Absent: 1 - Frank Avila

19	<u>08-2238</u>	Authority to advertise Contract 09-690-11 Services for Beneficial Reuse of Biosolids from the Egan Water Reclamation Plant and Lawndale Avenue Solids Management Area, estimated cost \$2,140,000.00, Accounts 101-66000/67000-612520, Requisitions 1255702 and 1256382
		Recommended
20	<u>08-2239</u>	Authority to advertise Contract 09-941-11 Services of Operating Engineers at the Racine Avenue Pumping Station and Other District Facilities, estimated cost \$388,800.00, Accounts 101-67000/69000-612650/612600, Requisitions 1258270 and 1258132
		Recommended
21	<u>08-2240</u>	Authority to advertise Contract 09-810-11 Services to Clean, Inspect and Repair Boilers and Heating Systems in the Calumet Service Area, estimated cost \$440,000.00, Account 101-68000-612680, Requisition 1256428
		Recommended
22	<u>08-2242</u>	Authority to advertise Contract 09-674-11 Furnish and Deliver Snow Pushers to LASMA and CALSMA, estimated cost \$45,000.00, Account 101-66000-634760, Requisitions 1257471 and 1258131.
		Recommended
23	08-2243	Authority to advertise Contract 09-870-11 Janitorial Services at the Prairie Plan Site in Fulton County, Illinois, estimated cost \$30,000.00, Account 101-68000-612490, Requisition 1249360
		Recommended
24	<u>08-2244</u>	Authority to advertise Contract 09-699-11 Services of Heavy Equipment with Operators for Material Handling at the Lawndale Avenue Solids Management Area and the Calumet Solids Management Area, estimated cost \$485,000.00, Account 101-66000-612520, Requisitions 1254267 and 1252089
		Recommended
25	<u>08-2245</u>	Authority to advertise Contract 09-692-11 Utilization and Transportation of Air Dried Biosolids from LASMA and the Calumet Service Area, estimated cost \$1,600,000.00, Account 101-66000-612520, Requisitions 1253624 and 1252088
		Recommended
26	<u>08-2246</u>	Authority to advertise Contract 09-922-11 Modify or Replace Aerated Grit Diffuser Piping in the Primary Channels and Aerated Grit Tanks at the Stickney Water Reclamation Plant, estimated cost \$350,000.00, Account 101-69000-612650, Requisition 1255117
		Recommended

27	08-2247	Authority to advertise Contract 09-653-11 Sewer Cleaning at Various Service Areas, estimated cost \$880,000.00, Account 101-67000/68000/69000-612600, Requisitions 1253583, 1252892, and 1252908
		Recommended
28	08-2249	Authority to advertise Contract 09-022-11 Furnish and Deliver Diesel Grade Fuel Oil to Various Locations for a One (1) Year Period, estimated cost \$569,450.00, Accounts 101-16000, 66000, 67000, 68000, 69000-623820, Requisitions 1254264, 1256323, 1256330, 1256403, 1256404, 1256434, 1256435
		Recommended
29	08-2252	Authority to advertise Contract 09-697-11 Services of Tractors with Tillers, and Sludge Pumps, with Operators for LASMA and the Calumet Service Area, estimated cost \$615,000.00, Account 101-66000-612520, Requisitions 1254272 and 1252090.
		Recommended
30	08-2253	Authority to advertise Contract 09-958-11 Truck Repairs in the Stickney Service Area, estimated cost \$42,000.00, Account 101-69000-612860, Requisition 1253628.
		Recommended
31	08-2254	Authority to advertise Contract 09-930-11 Elevator Maintenance at Various Locations in the Stickney Service Area, estimated cost \$249,000.00, Account 101-69000-612680, Requisition 1254309.
		Recommended
	Issue Purchase	e Order
32	08-2262	Issue purchase order to CommVault Systems, Inc., for CommVault Simpana backup system software, maintenance and support of the District's SAP Enterprise System storage area network infrastructure, in an amount not to exceed \$325,197.00, Account 101-27000-634820, Requisition 1240557
		Recommended
33	08-2269	Issue purchase order for Contract 08-863-2C, Furnishing, Delivering and Installing Two (2) Trailer Mounted, Environmentally Sensitive, Construction Monitoring Cameras, to EarthCam, Inc., in an amount not to exceed \$90,380.40, Account 201-50000-634810, Requisition 1247331
		Recommended

34	<u>08-2271</u>	Issue purchase orders for Contract 08-604-12 (Re-Bid) Furnishing and Delivering Plumbing Materials, to Columbia Pipe & Supply Company, in an amount not to exceed \$208,500.00, Account 101-67000, 68000, 69000-623090, Requisitions 1223995, 1225154, 1225179, 1225582, 1225595, and 1225598
		Recommended
35	08-2272	Issue purchase orders for Contract 08-402-11 Furnish and Deliver All-Electric Vehicles, Groups A and B, to Merchants Automotive Group Inc., in a total amount not to exceed \$403,305.00, Account 101-67000, 68000, 69000-634860, Requisitions 1241697, 1241701, and 1242186
		Recommended
36	<u>08-2273</u>	Issue purchase order for Contract 08-045-11 Publish Invitations to Bid for Contracts and Publish Legal Notices for Original Entrance and Promotional Civil Service Examinations and Other Legal Notices for a One (1) Year Period, in an amount not to exceed \$55,800.00, Account 101-20000-612360, Requisition 1258891
		Recommended
	Award Contrac	ct
37	08-2223	Authority to award Contract 08-881-13 Painting Services for the Battery B Final Settling Tanks at the Calumet Water Reclamation Plant, to CL Coatings, LLC, in an amount not to exceed \$494,000.00, Account 101-68000-612650, Requisition 1227937
		Deleted by the General Superintendent
38	08-2226	Authority to award Contract 08-978-12 Furnish, Deliver and Install Replacement Carpeting in the Safety and Security Office at the Stickney Water Reclamation Plant to Tiles in Style, LLC, in an amount not to exceed \$18,510.52, Account 101-69000-612680, Requisition 1241700
		Recommended
39	08-2248	Authority to award Contract 08-961-12 (Re-Bid) Roof Replacement at the Mainstream Pumping Station, to L. Marshall, Inc., in an amount not to exceed \$629,000.00, Account 101-69000-612680, Requisition 1233596
		Recommended
40	<u>08-2250</u>	Authority to award Contract 08-881-13 Painting Services for the Battery B Final Settling Tanks at the Calumet Water Reclamation Plant, to CL Coatings, LLC, in an amount not to exceed \$494,000.00, Account 101-68000-612650, Requisition 1227937
		Recommended

41	<u>08-2251</u>	Authority to award Contract 08-682-11 Repair Expansion Joints and Provide Epoxy Injection at Various Locations, to Bill's Painting Co., in an amount not to exceed \$122,800.00, Account 101-67000, 68000-612600, 612650, 612680 Requisitions 1234677, 1232484, 1233489, and 1236537
		Recommended
42	<u>08-2270</u>	Authority to award Contract 08-001-11 Furnish and Deliver Lumber, Plywood and Nails to Various Locations For a One (1) Year Period to Edward Hines Lumber Co., in an amount not to exceed \$74,736.60, Accounts 101-20000-623110, 623130
		Recommended
	Increase Purcl	hase Order/Change Order
43	<u>08-2217</u>	Authority to decrease purchase order with Ms. Freddi L. Greenberg, Attorney at Law, to provide legal advice relating to the procurement and sale of electricity, and representation as needed before the Federal Energy Regulatory Commission and the Illinois Commerce Commission, in an amount of \$13,430.84, from an amount of \$25,000.00, to an amount not to exceed \$11,569.16, Account 101-30000-601170, Purchase Order 3034861
		Recommended
44	<u>08-2225</u>	Authority to decrease purchase order and amend the agreement with Schwartz Cooper Chartered, for Legal Services in an amount of \$12,556.61, from an amount of \$50,000.00, to an amount not to exceed \$37,443.39 Account 101-30000-601170, Purchase Order 3038640
		Recommended
45	<u>08-2255</u>	Authority to decrease Contract 06-812-11 Services to Maintain and Repair an Absorption Chiller at the Calumet Water Reclamation Plant, to Carrier Corporation, in an amount of \$11,260.00, from an amount of \$56,785.82, to an amount not to exceed \$45,525.82, Account 101-68000-612680, Purchase Order 5000579
		Recommended
46	<u>08-2256</u>	Authority to decrease Contract 06-879-11 Door Replacement and Repairs in the Calumet Water Reclamation Plant, to Konematic, Inc. d/b/a Door Systems, in an amount of \$10,406.49, from an amount of \$67,013.00, to an amount not to exceed \$56,606.51, Account 101-68000-612680, Purchase

Order 5000567

47	<u>08-2257</u>	Authority to increase purchase order and amend the agreement with McGovern & Greene LLP, for Contract 08-RFP-18, Provide Professional Auditing Services of Construction Contracts, in an amount of \$16,000.00, from an amount of \$69,925.00, to an amount not to exceed \$85,925.00. Account 101-50000-601170, Purchase order 3051804 Recommended
48	08-2268	Authority to increase purchase order and amend the agreement with Christopher B. Burke Engineering, Ltd. (CBBEL), for additional professional engineering services for Contract 08-864-5C, Lower Des Plaines River Detailed Watershed Plan - Phase B, in an amount of \$186,653.96, from an amount of \$3,726,234.20, to an amount not to exceed \$3,912,888.16, Account 501-50000-601410, Purchase Order 3052095 Recommended
49	<u>08-2276</u>	Authority to increase Contract 73-161-FH Vulcan Conveyance System and Maintenance Facilities, McCook CUP Reservoir, to Graycor Industrial Contractors, Inc. in an amount of \$30,355.85 from an amount of \$30,241,436.58 to an amount not to exceed \$30,271,792.43, Account 401-50000-645620, Purchase Order 5000562 Recommended
50	<u>08-2279</u>	Authority to decrease purchase order and amend agreement with McGladrey and Pullen, LLP, for Contract 05-RFP-16, to provide auditing services in an amount of \$23,000.00, from an amount of \$303,700.00, to an amount not to exceed \$280,700.00 Account 101-40000-601170, Purchase Order 3048091 Recommended
51	<u>08-2282</u>	Authority to increase Contract 04-294-3M, Calumet TARP Isolation and Pump Station Improvements, Calumet Water Reclamation Plant, to Kenny Construction Company, in an amount of \$92,758.94, from an amount of \$59,488,947.54 to an amount not to exceed \$59,581,706.48, Account 401-50000-645600, Purchase Order 5000309 Recommended
52	<u>08-2283</u>	Authority to increase Contract 91-177-AE, Computer and Instrumentation Control Room at Stickney WRP, to Divane Brothers Electric Company, in an amount of \$32,053.00, from an amount of \$40,746,550.17 to an amount not to exceed \$40,778,603.17, Account 401-50000-645650, Purchase Order 5000594 Recommended

53 08-2284

Authority to increase Contract 03-296-3M, Installation of Central Boiler Facility at Calumet Water Reclamation Plant, to IHC Construction Companies LLC, in an amount not to exceed \$960,251.00, from an amount of \$27,952,332.00 to an amount not to exceed \$28,912,583.00, Account 401-50000-645650, Purchase Order 5000458

Deleted by the General Superintendent

Budget & Employment Committee

Report

54 08-2215

Report on Budgetary Revenues and Expenditures Through Third Quarter, September 30, 2008

Recommended

Engineering Committee

Report

55 <u>08-2210</u>

Report on the Forfeiture on Contract 00-275-2V (REBID), New Research and Development Building, Calumet Water Reclamation Plant, Chicago, Illinois (*Deferred from the October 16, 2008 Board Meeting*)

A motion was made by Gloria Alitto Majewski, seconded by Barbara J. McGowan, that this Report be Deferred. The motion carried by the following roll call vote:

Aye: 8 -

Patricia Horton, Gloria Alitto Majewski, Barbara J. McGowan, Kathleen Therese Meany, Cynthia M. Santos, Debra Shore, Patricia Young, Terrence J. O'Brien

Absent: 1 - Frank Avila

Authorization

56 <u>08-2275</u>

Authority to approve and execute agreement from the Norfolk Southern Railway Company (NSRR) for the 39th Street Conduit Rehabilitation Phase I Bypass Tunnel, SSA (ROW File No. 17, Contract 01-103-2S), consideration shall be a fee of fifteen hundred dollars (\$1,500.00), Account 401-50000-667340

Recommended

57 08-2280

Request for authority to execute a sewer service agreement with the Village of Hoffman Estates (Village) and the Metropolitan Water Reclamation District (District) for an area lying outside the District but within Cook County, Autumn Woods Subdivision

58 <u>08-2286</u>

Authority to enter into agreements with the Village of Wheeling (Village) and the Wheeling Park District (WPD) for the construction of stormwater storage facilities and improvements to Heritage Park

Recommended

Judiciary Committee

Authorization

59	<u>08-2211</u>	Authority to settle the Workers' Compensation Claim of Robert Connors vs.
		MWRDGC, I.C. #06WC 16070, Illinois Workers' Compensation Commission
		in the sum of \$31,000.00. Account 901-30000-601090

Recommended

60	<u>08-2212</u>	Authority to settle the Workers' Compensation Claim of Robert Rovy vs.
		MWRDGC, I.C. #05WC 19075, Illinois Workers' Compensation Commission
		in the sum of \$49,542.30. Account 901-30000-601090

Recommended

Ratification of the Chief Engineer's Notice of Forfeiture against Rausch Construction Company and Surety, Safeco Insurance Company for Contract 00-275-2V (REBID), New Research and Development Lab Building, Calumet Water Reclamation Plant, Chicago, Illinois

Deferred by Gloria Alitto Majewski

Absent: 1 - Frank Avila

62 <u>08-2265</u> Request for Approval of Tender Agreement with North American Specialty

Insurance Company and Acceptance of the Replacement Completion Contractor, National Power Rodding Corporation, in an Amount Not to Exceed \$328.829.68. Contract No 07-653-12

Recommended

Labor & Industrial Relations Committee

Authorization

63 <u>08-2229</u> Authority to Approve the Agreement Between the Metropolitan Water

Reclamation District of Greater Chicago and The Building Trades Coalition

and Chicago Regional Council of Carpenters

64	08-2230	Authority to Approve the Agreement between the Metropolitan Water Reclamation District of Greater Chicago and the International Brotherhood of Electrical Workers, Local Union No. 9, Electrical Instrumentation and Testing, (AFL-CIO)
		Recommended
65	08-2231	Authority to Approve the Agreement Between the Metropolitan Water Reclamation District of Greater Chicago and the International Brotherhood of Electrical Workers, Local Union No. 9, Electrical Operations (AFL-CIO)
		Recommended

Maintenance & Operations Committee

Report

Interim report on emergency work to recommission the Racine Avenue Pumping Station

Recommended

Real Estate Development Committee

Authorization

68

69

08-2236

67 08-2234 Authority to issue a 6-month permit to BP Products North America, Inc. (BP) to conduct soil borings along the property line between Main Channel Atlas Index Parcel 37.01, leased to BP, and Main Channel Atlas Index Parcel 37.03. Consideration shall be \$2,000.00

Recommended

O8-2235

Authority to issue a 46-day permit beginning November 15, 2008, through December 31, 2008, to the Worth Lions Club to sell Christmas trees on approximately one acre of District land leased to the Village of Worth and located east of Harlem Avenue and south of 116th Street in Worth, Illinois, commonly known as a portion of Cal Sag Channel Atlas Parcel Number 9.03. Consideration shall be a nominal fee of \$10.00.

Recommended

Authority to amend the lease issued to the City of Palos Heights for 78.3 acres of real estate located along the Cal-Sag Channel, in the City of Palos Heights, Illinois, to add the requirement that the City of Palos Heights continue to be responsible for the maintenance of Navajo Creek within the portion of the leasehold located between Route 83 and the Cal-Sag Channel west of Ridgeland Avenue in the City of Palos Heights, Illinois, c/k/a Cal-Sag Atlas Parcel Number 9.04. Consideration shall be \$10.00

70 08-226

Authority to enter into an agreement extending for 2 years the Army Corps of Engineers License DACW 23-3-95-001, for the District to use a portion of the Chicago Harbor Properties to moor its boats along the east-west wing wall of the Chicago River Controlling Works, west of the Old Coast Guard Station and to maintain a boat house. Consideration shall be a nominal fee of \$10.00

Recommended

Miscellaneous & New Business

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71 08-2264 MOTION to appoint retiree to participate in Retirement Board Pension Fund

Recommended

72 08-2266 MOTION to approve dates for the Regular Board Meetings of the Metropolitan

Water Reclamation District of Greater Chicago to be held in the year 2009

Recommended

Ordinance - User Charge

73 <u>UC08-003</u> Request Authority to Amend the User Charge Ordinance of the Metropolitan

Water Reclamation District of Greater Chicago

Recommended

74 08-2288 Authority to award Contract 07-220-3P Primary Settling Tanks and Grit

Removal Facilities at the Calumet Water Reclamation Plant, to F.H. Paschen/S.N. Nielsen, Inc.,/IHC Construction Companies, LLC, a Joint Venture, in an amount not to exceed \$228,474,000.00, Account

401-50000-645650, Requisition 1245108

Deferred by Cynthia Santos

Absent: 1 - Frank Avila

75 <u>08-2289</u> Authority to increase purchase order for Contract 08-022-11 Furnish and

Deliver Diesel Fuel Oil to Various Locations for a One Year Period, to Avalon

Petroleum Company, in an amount of \$85,000.00, from an amount of \$401,000.00, to an amount not to exceed \$486,000.00, Account

101-69000-623820, Purchase Order 3048381

Recommended

76 08-2292 MEMORIAL RESOLUTION sponsored by the Board of Commissioners

extending sympathy and condolences to the family of Christine Ann Durbin

77 08-2296

MEMORIAL RESOLUTION sponsored by the Board of Commissioners extending sympathy and condolences to the family of Madelyn Dunham

Recommended

Approval of the Consent Agenda with the exception of Items: 18, 37, 53, 55, 61 and 74

President O'Brien called for a motion to accept the agendas for each Standing Committee that was convened. Moved by Gloria Alitto Majewski, seconded by Patricia Horton. President O'Brien called for any objections. No objections were voiced. Motion carried.

Executive Session

A motion was made by Gloria Alitto Majewski, seconded by Patricia Young, requesting and Executive Session on the Judiciary Committee for six matters of pending litigation. The motion carried by acclamation. Chorus of ayes-No Nays

A motion was made by Cynthia M. Santos, seconded by Barbara J. McGowan, requesting an Executive Session on the Labor & Industrial Relations Committee for one Labor and Collective Negotiating matter. The motion carried by acclamation. Chorus of ayes-No Nays

Adjournment

The Committee of the Whole meeting of November 6, 2008 was adjourned at 11:20 a.m.

/s/ Jacqueline Torres Clerk